



UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

RICHARD F. FRIED, ESQ.
Attorney ID#0004091996
61 PEARL STREET
METUCHEN, NJ 08840
(732) 603-1115 Fax (732) 605-5012
friedlawyer@aol.com
ATTORNEY FOR DEBTOR

Order Filed on December 12, 2019
by Clerk
U.S. Bankruptcy Court
District of New Jersey

In Re:
Felipe Fernandez
Social Security No. xxx-xx-5087

Case Number: 18-21446- MBK
Hearing Date: 12/3/19
Judge: Kaplan
Chapter: 13

Recommended Local Form: Followed Modified

**ORDER REINSTATING AUTOMATIC STAY
AND ORDER ADJOURNING TRUSTEE'S MOTION TO DISMISS**

The relief set forth on the following page is hereby **ORDERED**.

DATED: December 12, 2019

A handwritten signature in black ink, appearing to read "Michael B. Kaplan".

Honorable Michael B. Kaplan
United States Bankruptcy Judge

(Page 2)

Debtor: Felipe Fernandez

Case No. 18-21446 MBK

Caption of Order: Order Resolving Debtor's Motion to Reinstate Automatic Stay and
Trustee's Motion to Dismiss

This matter having been brought before the Court by Richard F. Fried, Esq., attorney for Debtor Felipe Fernandez, upon a *motion to reinstate the automatic stay* as to Lot 18 Block 336.02 f/k/a Lot 18 Block 336.B Commonly known as 38 Highland Terrace, Fords (Woodbridge Township) New Jersey 08863, and by the Standing Trustee Albert Russo upon a *motion to dismiss* and it appearing that notices of said motions were properly served upon all parties concerned, and this Court having considered the representations of the attorney for the Debtor and Shapiro & DeNardo, LLC, attorneys for Secured Creditor Bank of America, N.A., Jeffrey Rappaport, Esq. appearing, the holder of a mortgage on Debtor's property, and for good cause having been shown

It is **ORDERED, ADJUDGED AND DECREED** that the automatic stay in bankruptcy as to 38 Highland Terrace, Fords (Woodbridge Township) New Jersey 08863 is hereby further reinstated up to and including January 8th, 2020;

It is **FURTHER ORDERED**, that the loss mitigation period in this matter is hereby extended to January 8th, 2020 in order that the creditor may determine whether the debtor has fully complied with its loss mitigation application requirements and may assess the debtor's eligibility for loss mitigation;

It is **FURTHER ORDERED**, that both matters shall be held in abeyance until January 8th, 2019 at which time both motions may be heard.

It is **FURTHER ORDERED** that within three (3) days of the date of this Order the debtor must serve all creditors and parties in interest with a copy of this Order and immediately thereafter file Local Form Certification of Service.

In re:
Felipe Fernandez
Debtor

Case No. 18-21446-MBK
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0312-3

User: admin
Form ID: pdf903

Page 1 of 1
Total Noticed: 1

Date Rcvd: Dec 12, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 14, 2019.

db +Felipe Fernandez, 38 Highland Terrace, Fords, NJ 08863-1303

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 14, 2019

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 12, 2019 at the address(es) listed below:

Albert Russo on behalf of Trustee Albert Russo docs@russotrustee.com
Albert Russo docs@russotrustee.com
Charles G. Wohlrab on behalf of Loss Mitigation Carrington Mortgage Services, LLC cwohlrab@LOGS.com, njbankruptcynotifications@logs.com
Charles G. Wohlrab on behalf of Creditor BANK OF AMERICA, N.A. cwohlrab@LOGS.com, njbankruptcynotifications@logs.com
Denise E. Carlon on behalf of Creditor Toyota Motor Credit Corporation dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com
Krystin Miranda Kane on behalf of Creditor BANK OF AMERICA, N.A. kralex@logs.com
Rebecca Ann Solarz on behalf of Creditor Toyota Motor Credit Corporation rsolarz@kmllawgroup.com
Richard F. Fried on behalf of Debtor Felipe Fernandez friedlawyer@aol.com
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 9